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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
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11 BOARD OF TRUSTEES OF THE AUTOMOTIVE) NO. C 08 1594 JL
12 INDUSTRIES, et al.,)
13 Plaintiffs,) (PROPOSED) ORDER FOR
14 vs.) CONDITIONAL DISMISSAL
15 L.A. SMITH & SONS, a California)
corporation,)
16 Defendant.)

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18 Plaintiffs' counsel having advised the Court that the
parties have agreed to a settlement of this action.

19 IT IS HEREBY ORDERED that this action is dismissed with
20 prejudice; provided, however, that if any party hereto shall
21 certify to this Court, with a proof of service of a copy on
22 opposing counsel, within nine (9) months from the date hereof, that
23 the agreed consideration for the settlement has not been delivered
24 over, this Order shall stand vacated, and the action shall be
25 restored to the calendar to be set for trial.

26 Dated: September 8, 2009 UNITED STATES DISTRICT COURT
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Honorable James Larson

PROPOSED ORDER FOR CONDITIONAL DISMISSAL